

the Waco and Northwestern Railroad Company," was indefinitely postponed." Carried.

On motion of Senator Flanagan, House bill No. 338 was laid on the table.

Senator Rawson offered the following resolution :

WHEREAS, It is highly important in the interests of the people that the occurrences of the present session of the Senate should have thorough publicity ; therefore, be it

Resolved, That the Senate proceed to the election of a phonographic reporter for this body ; said reporter to receive as consideration for his services the *per diem* pay as heretofore determined on by resolution of the Senate.

Senator Baker moved to lay the resolution on the table.

Yeas and nays called for and motion to lay on the table carried by the following vote :

Yeas—Mr. President, Baker, Bell, Bowers, Broughton, Cole, Doboney, Douglas, Evans, Flanagan, Ford, Gaines, Hertzberg, Hillebrand, Latimer, Mills, Parsons, Pridgen, Pyle, Shannon, Tendick.—21.

Nays—Pettit, Rawson, Ruby, Saylor—4.

Senator Flanagan moved to adjourn to 10:30 A. M. to-morrow.

Yeas and nays called for and motion carried by the following vote :

Yeas—Mr. President, Baker, Bell, Cole, Evans, Flanagan, Hillebrand, Latimer, Parsons, Pyle, Rawson, Ruby, Saylor—13.

Nays—Bowers, Broughton, Doboney, Douglas, Ford, Gaines, Hertzberg, Mills, Pettit, Pridgen, Shannon, Tendick—12.

So the Senate, at 11:30 A. M., adjourned to 10:30 A. M. to-morrow.

FIFTH DAY.

SENATE CHAMBER, }
AUSTIN, TEXAS, Saturday, Sept. 16, 1871. }

Senate met pursuant to adjournment. President Campbell presiding. Roll called. Quorum present.

Absent—Senators Bell, Broughton, Fountain and Mills.

Absent, excused—Senators Hall and Pickett.

Prayer by the Chaplain.

Senator Rawson moved that the reading of the journal of yesterday be dispensed with. Lost.

Journal of yesterday read and adopted.

PETITIONS AND MEMORIALS.

By Senator Gaines: A petition of Jas. E. Slater. Read and referred to the Committee on Finance.

By Senator Pyle: A petition of the citizens of Corsicana, Navarro county, Texas. Read and referred to the Committee on State Affairs.

REPORTS OF STANDING COMMITTEES.

Reports of Judiciary Committee:

COMMITTEE ROOM, }
Austin, Sept. 15, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: A majority of your Committee on Judiciary, to whom was referred Senate bill No. 442, entitled "An act declaring provisions of special laws in incorporated cities or towns, in conflict with general statutes governing such subjects, nugatory," instruct me to report the same back and recommend its passage.

Respectfully,

W. H. PARSONS, Chairman.

Report read and laid over under the rules.

Senator Bowers gave notice that the minority of the committee would submit a minority report.

COMMITTEE ROOM, }
Austin, Sept. 15, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred Senate bill No. 438, entitled "An act to discontinue the Criminal Court of Galveston and Harris counties, and to transfer the causes pending therein," instruct me to report the same back and recommend its passage.

Respectfully,

W. H. PARSONS, Chairman.

COMMITTEE ROOM, }
Austin, Sept. 15, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred Senate bill No. 436, entitled "An act amendatory of the thirty-

third section of an act entitled 'an act to organize courts of justices of the peace and county courts, and define their jurisdiction and duties,' approved August 13, 1870," instruct me to report the same back and recommend its passage.

Respectfully,

W. H. PARSONS, Chairman.

COMMITTEE ROOM, {
Austin, Sept. 15, 1871. }

Hon. DON CAMPBELL,

President of the Senate:

SIR: Your Committee on Judiciary, to whom was referred Senate bill No. 437, entitled "An act to regulate in part the receipt and disbursement of public money," instruct me to report the same back and recommend its passage with the accompany amendments.

Respectfully,

W. H. PARSONS, Chairman.

Amendments to Senate bill No. 437, by Judiciary Committee: Section one, lines seven and eight, amend by striking out the words "which cannot be paid for want of money;" amend by striking out all of section three, and changing the number of the last section.

Reports read and laid over under the rules.

BILLS AND RESOLUTIONS.

By Senator Pyle: a bill (Senate bill No. 444) to be entitled "An act to amend 'an act to incorporate the city of Corsicana, in Navarro county,' approved May 31, 1871." Read first time and referred to the Committee on State Affairs.

By Senator Ruby: a bill (Senate bill No. 445) to be entitled "An act amendatory of and supplemental to 'an act to give effect to the several provisions of the Constitution concerning taxes.'" Read first time and referred to the Committee on Finance.

Also, a bill (Senate bill No. 446) to be entitled "An act to authorize the County Court of Galveston county to issue interest bearing bonds for the purpose of funding the present outstanding indebtedness of said county." Read first time and referred to the Judiciary Committee.

By Senator Douglas: a bill (Senate bill No. 447) to be entitled "An act to incorporate Tyler Chapter No. 24, Royal Arch Masons, located at Tyler, Smith county, Texas." Read first time and referred to the Committee on State Affairs.

11 o'clock A. M.

SPECIAL ORDER.

Senate joint resolution No. 39, "authorizing the Governor to issue an election order."

On motion of Senator Douglas the further consideration of the resolution was postponed until Monday next, and made the special order of that day at 11 o'clock A. M.

Senator Ruby requested that the journal of yesterday be corrected, by striking out the word "Monday" and inserting in lieu thereof the word "Tuesday," in the amendment made by him to Senate joint resolution No. 39, "authorizing the Governor to issue an election order."

The journal was ordered to be corrected as requested.

On motion of Senator Pridgen the rules were suspended to take from file House bill No. 671, "An act to provide for the creating of two counties out of the territory now embraced within the limits of Refugio county, and to provide for their organization." Read third time as amended.

Senator Pridgen moved the passage of the bill.

Yeas and nays taken and House bill No. 671 passed by the following vote:

Yeas—Mr. President, Baker, Bowers, Cole, Dohoney, Douglas, Evans, Flanagan, Ford, Gaines, Hertzberg, Hillebrand, Latimer, Mills, Parsons, Petit, Pridgen, Rawson, Ruby, Saylor, Shannon, Tendick—22.

Nays—None.

Message from the House by the Chief Clerk, Mr. Gallant, transmitting for concurrence the following House bills:

House bill No. 699, "An act to amend the third section of an act entitled 'an act to amend an act prescribing the times of holding the district courts in the several judicial districts in the State, approved August 10, 1870,' approved March 4, 1871."

House bill No. 689, "An act amendatory of an act entitled 'an act prescribing the times of holding the district courts in the Seventh Judicial District of the State,' approved March 4, 1871."

House bill No. 548, "An act to prohibit the sale of intoxicating liquors in the vicinity of Seguin Masonic Male and Female Institute.

The Secretary was dispatched to the House with House bill No. 320 "An act to enforce section twenty-one article one of the Constitution," informing the House that the Senate had passed the same with amendments.

On motion of Senator Flanagan, the rules were suspended to take from file Senate bill No. 437, "An act to regulate in part the receipt and disbursement of public money." Read second time.

On motion of Senator Dohoney, the amendments reported by the Judiciary Committee were adopted, and the bill passed to engrossment.

On motion of Senator Flanagan the bill was ordered engrossed and passed to a third reading as amended.

On motion of Senator Flanagan the rules were further suspended, and Senate bill No. 437 read third time and passed.

By leave, Senator Bell introduced a bill (Senate bill No. 448) to be entitled "An act to prescribe the times for the regular annual session of the Legislature for the year eighteen hundred and seventy-two." Read first time.

Senator Bell moved to suspend the rules to read the bill a second time. Lost.

On motion of Senator Flanagan, Senate bill No. 448 was referred to the Committee on State Affairs with instructions to report on Monday, and the bill and report made the special order for 12 M. of that day.

On motion of Senator Hertzberg, the rules were suspended to take from file House bill No. 405, "An act to amend 'an act prescribing the times of holding the district courts in the several judicial districts in the State.'" Read second time.

On motion of Senator Flanagan, the Senate, at 11:30 A. M., adjourned to 10:30 A. M. Monday.

SIXTH DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, Monday Sept. 18, 1871. }

Senate met pursuant to adjournment. President Campbell presiding. Roll called. Quorum present.

Absent—Senators Fountain, Pridgen, Saylor and Shannon.

Absent, excused—Senator Pickett.

Prayer by the Chaplain.

Journal of Saturday read and adopted.

On motion of Senator Mills, Senator Saylor was excused for the day on account of sickness.